

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS  
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

THIS SPACE FOR OFFICE USE ONLY	
Date of filing in State Engineer's Office	<u>JAN 30 2009</u>
Returned to applicant for correction	_____
Corrected application filed	Map filed <u>FEB 02 2009</u>

The applicant Jack B. Singer & Randi Singer, Trustees of the Singer Family Trust  
3370 Quilici Drive of Reno  
Street Address or P.O. Box City or Town  
Nevada 89511, hereby make(s) application for permission to change the  
State and Zip Code

☐ Point of diversion      ☒ Place of use      ☐ Manner of use      ☒ of a portion

of water heretofore appropriated under (Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

A portion of DTR Claim 48 as entered in that certain decreed entitled "United States of America, Plaintiff vs. Orr Water Ditch Company, et. al. Defendants, in Equity Docket A-3"

1. The source of water is Truckee River  
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 3.00 ac. ft.  
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for As Decreed  
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use.
4. The water heretofore used for As Decreed  
If for stock, state number and kind of animals.
5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)  
As decreed: Steamboat Canal from the South Bank of the Truckee River within the NE 1/4 SW 1/4, Section 31, T.19N., R.18E., M.D.B. & M., or at a point from which the SE Corner of said Section 31 bears S. 62° 04' E., a distance of 3195 feet. Refer to existing map filed under the Orr Ditch Decree.
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)  
Unchanged

*9/12/12*

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

Portions of the NE ¼ NW ¼ and the SE ¼ NW ¼, Section 13, T.18N., R.19E., M.D.B. & M. and further described as being Washoe County Assessor Parcel Number 40730-12. Refer to map filed under Permit 51808, Certificate 13613.

040-730-12 mnu

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

Please refer to Attachment "A" and map accompanying this application

9. Proposed use will be from As Decreed to \_\_\_\_\_ of each year.  
Month and Day Month and Day

10. Existing use permitted from As Decreed to \_\_\_\_\_ of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

Existing diversion dam on the Truckee River thence via the existing Steamboat Canal and laterals

12. Estimated cost of works Completed - Refer to Permit 51808, Certificate 13613

13. Estimated time required to construct works Completed - See Items 11 & 12

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use 5 years

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary):  
(Failure to provide a detailed description may cause a delay in processing.)

The water being changed by this application will be used on the Applicant's property (Washoe County APN 40-730-12). No new works of diversion or delivery will be constructed.

16. Miscellaneous remarks:

Upon this application becoming Ready for Action, title will be transferred to the Applicant's by the current owner, Damien Fertitta.

(775) 352-7800

Phone No.

gregb@tecreno.com

E-mail

By Gregory M. Bilyeu

Print or type name clearly

  
Signature, applicant or agent

TEC Civil Engineering Consultants

Company Name

9480 Double Diamond Parkway, Suite 200

Street Address or P.O. Box

Reno, NV 89521

City, State, Zip Code

**APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT**

**\$150 FILING FEE AND SUPPORTING MAP MUST ACCOMPANY APPLICATION**

2009 JAN 30 AM 9:58  
TAYE ENGINEERING

RECEIVED

## Attachment "A"

## 8. Existing Place of Use

## Claim 48

16.8 acres SW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 16, T.19N., R.18E., M.D.B. & M.  
15.6 acres SE  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 16, T.19N., R.18E., M.D.B. & M.  
16.8 acres NE  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 16, T.19N., R.18E., M.D.B. & M.  
13.1 acres NW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 16, T.19N., R.18E., M.D.B. & M.  
16.0 acres NW  $\frac{1}{4}$  SE  $\frac{1}{4}$ , Section 16, T.19N., R.18E., M.D.B. & M.  
12.5 acres NE  $\frac{1}{4}$  SE  $\frac{1}{4}$ , Section 16, T.19N., R.18E., M.D.B. & M.  
90.8 acres Total

## Area being stripped/transferred

0.75 acres NE  $\frac{1}{4}$  SE  $\frac{1}{4}$ , Section 16, T.19N., R.18E., M.D.B. & M.

Please refer to map accompanying this application